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### REMARKS

Claims 1 through 6, 8 through 11, and 19 through 24 are pending in the application.

Applicants acknowledge with gratitude the Examiner's indication that pending Claims 1 through 6, 8 through 11 and 19 through 23 will be allowed upon the entry of the following claim amendment suggested during a teleconference on May 17, 2006 with Applicants' Representative.

Consequently, Claims 1, 19, 20 and 21 have been amended to reflect that advantageous Inventive films include crystallizable thermoplastic consisting of polyethylene terephthalate, polybutylene terephthalate or mixtures thereof. Support for this amendment can be found in the Application-as-filed. Applicants respectfully submit that the foregoing amendment was made solely to advance prosecution of the case.

Claim 24 has been canceled without prejudice or disclaimer to the filing of continuing applications thereon.

Reexamination and reconsideration of this application, withdrawal of all rejections, and formal notification of the allowability of the pending claims are earnestly solicited in light of the remarks which follow.

#### Re-submission of Terminal Disclaimer

A terminal disclaimer to co-pending Application Nos. 09/757,721; 09/781,628; 09/882,596; 10/084,028; 10/181,506; 10/181,509; 10/181,529; 10/181,752; 10/181,791; and 10/182,317 was initially submitted in Applicants' Amendment of March 20, 2006. Unfortunately, an appropriate Power of Attorney was not filed along with the Terminal Disclaimer, as kindly noted by the Examiner.

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Accordingly, Applicants re-submit herewith a terminal disclaimer that disclaims the terminal part of any patent granted on the above-identified application extending beyond the expiration date of the full statutory term which may ultimately result from patents issuing from the cited co-pending applications, i.e. Application Nos. 09/757,721; 09/781,628; 09/882,596; 10/084,028; 10/181,506; 10/181,509; 10/181,529; 10/181,752; 10/181,791; and 10/182,317.

Applicants further submit a Power of Attorney, appointing Cathy R. Moore as a Practitioner of Record for Mitsubishi Polyester Film, GmbH. The above-referenced application has been assigned in its entirety to Mitsubishi Polyester Film, GmbH at Reel/Frame 011463/0434. Copies of the assignment will be forwarded upon request. Cathy R. Moore is thus authorized to act on behalf of Mitsubishi Polyester Film, GmbH in the above-referenced application.

Accordingly, Applicants respectfully request withdrawal of the rejection in light of the foregoing co-pending applications upon entry of the enclosed terminal disclaimer. Applicants' Representative sincerely regrets any inconvenience the omitted Power of Attorney may have caused.

*Submission of Additional*  
*Terminal Disclaimer*

The pending claims also stand rejected under the judicially created doctrine of obviousness-type double patenting in light of newly cited United States Patent No. 7,045,200. Solely to advance prosecution of the case and without addressing the merits of the rejection, Applicants respectfully submit herewith a terminal disclaimer, as suggested by the Examiner. More particularly, Applicants submit herewith a terminal disclaimer that disclaims the terminal part of any patent granted on the above-identified

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application extending beyond the expiration date of the full statutory term which may ultimately result from the cited patent, i.e. United States Patent No. 7,045,200.

Accordingly, Applicants respectfully request withdrawal of this rejection upon entry of the enclosed terminal disclaimer.

*The Art of Record*

Out of an abundance of caution, Applicants note that Claims 1 through 6, 8 and 9 stand rejected over United States Patent No. 4,824,723 to Campbell et al. (US 723) in view of United States Patent No. 5,955,181 to Peiffer et al. (US 181) and German Patent Application DE 19630599 A1 to Murschall et al (DE 599) and further in view of United States Patent No. 5,919,536 to Bennett et al. (US 536) and as evidenced by United States Patent No. 5,936,048 to Oishi et al. (US 048).

Claim 10 stands rejected over US 723 in view of US 181, DE 599, US 536 and US 048 as applied above, and further in view of United States Patent No. 5,716,570 to Peiffer et al. (US 570). Claims 19 and 20 stand rejected over US 723 in view of US 181 and DE 599. Claim 21 stands rejected over US 723 in view of United States Patent No. 5,804, 626 to Rogers et al. (US 626) and US 181. Claim 22 stands rejected over US 723 in view of US 181 and US 626 as applied above, and further in view of US 570.

Applicants strongly concur with the Examiner's opinion that the art of record does not teach or suggest the advantageous inventive films formed from crystallizable thermoplastic consisting of polyethylene terephthalate, polybutylene terephthalate or mixtures thereof, as recited in the claims-as-amended.

Applicants respectfully take this opportunity to make of record that the cited art likewise fails to teach or suggest the claimed transparent, UV-resistant, low-flammability

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films retaining their superior mechanical properties at elevated temperatures for extended periods of time.

### **CONCLUSION**

It is respectfully submitted that Applicants have made a significant and important contribution to the art, which is neither disclosed nor suggested in the art. It is believed that all of the pending claims are now in condition for immediate allowance. It is requested that the Examiner telephone the undersigned if any questions remain to expedite examination of this application.

It is not believed that extensions of time or fees are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time and/or fees are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required is hereby authorized to be charged to Deposit Account No. 50-2193.

Respectfully submitted,

*Cathy Moore*

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### **CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at facsimile number (571) 273-8300 on May 18, 2006. *Claire Wygand* Claire Wygand